GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – PR&RD - Allegations of irregularities with mala fide intention without sanctioning any sub estimate against LS Provision of Rs.4.95 Lakhs – O&M of CPWS Scheme to Medarametla and others habitations of Prakasam District – Disciplinary proceedings against Sri G.V. Ramana, Technical Manager (On working Arrangement) O/o Project Manager, APRWSSP, Ongole, Prakasam Dist. and now working as DEE., RWS Sub Division, Ongole, Prakasam Dist. - under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991– Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.II) DEPARTMENT

G.O.Rt.No.213 **Dated:03.03.2016**

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ORDER:

It is proposed to hold an enquiry against Sri G.V. Ramana, Technical Manager (On working Arrangement) O/o Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed as Annexure-II and Annexure-III.

3. Sri G.V. Ramana, Technical Manager (On working Arrangement) O/o Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District is directed to submit within (10) days of the receipt of this order, a written statement of his defence.

4. Sri G.V. Ramana, Technical Manager (On working Arrangement) O/o Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri G.V. Ramana, Technical Manager (On working Arrangement) O/o Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri G.V. Ramana, Technical Manager (On working Arrangement) Office of Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that G.V. Ramana, Technical Manager (On working Arrangement) Office of Project Manager, APRWSSP, Ongole,Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

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7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri G.V. Ramana, Technical Manager (On working Arrangement) Office of Project Manager, APRWSSP, Ongole, Prakasam District and now working as Deputy Executive Engineer, Rural Water Supply Sub Division, Ongole, Prakasam District, through the Engineer-in-Chief, Andhra Pradesh, Rural Water Supply & Sanitation, Hyderabad.
The Engineer-in-Chief, Rural Water Supply & Sanitation, Hyderabad (in duplicate with a request to serve and return the dated acknowledgement copy).

Copy to:
The Genl. Admn. (Vig. & Enf.) Department (with reference to Vigilance Report No.38 (1064V&E/E2/2013), dt.06.05.2015).
The Secretary to Andhra Pradesh Vigilance Commission, Hyderabad.
The Panchayat Raj & Rural Development (Estt.I) Department.
S.f./S.c.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT SHOWING THE ARTICLE OF CHARGES FRAMED AGAINST SRI G.V. RAMANA, TECHNICAL MANAGER (ON WORKING ARRANGEMENT) O/O PROJECT MANAGER, APRWSSP, ONGOLE AND NOW WORKING AS DEE., RWS SUB DIVISION, ONGOLE, PRAKASAM DISTRICT.

CHARGE 1:-

That Sri G.V. Ramana, while working as Technical Manager (On working arrangement) O/o Project Manager, APRWSSP, Ongole has failed to scrutiny the bids properly and committed irregularities in preparation of bid evaluations in tenders in favour of Sri M.Anji Reddy for works under World Bank Aided Schemes.

BASIS:-

The General Administration (V&E) Department, vide Vigilance Report No.38 (C.No.1064/V&E/E2/2013), dt.06.05.2015, have reported that some corrections might have done with lesser rates to bring the tender premium within allowable 5% and may not be a loss to Government, but correcting the rates after bid opening is highly irregular against the rules. When there is discrepancy in rates in figures and words, the rate quoted in words should be taken as per tender conditions and rules.

Thus he failed to scrutiny the bids properly and committed irregularities in preparation of bid evaluations in tenders in favour of Sri M. Anji Reddy under World Bank Aided Schemes.

From this it is evident that he has shown Gross negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1964.

Hence the charge.

CHARGE 2:

That Sri G.V. Ramana, while working as Technical Manager (on working arrangement) O/o Project Manager, APRWSSP, Ongole has

i) Recorded and recommended for payments to consultants for preparation of DPRs for World Bank Aided Schemes though the estimates submitted by them are not as per agreement conditions, and not as per TOR conditions and guidelines issues and without getting signatures of consultants. Without recording details of technical sanction references for the DPR estimates as per agreement conditions he recommended 100% payments.
ii) Also he had done improper scrutiny of bills for 3rd party consultancy agencies in World Bank works without following agreement conditions and service tax rules.
iii) He also committed several irregularities in concluding agreements and making payments to consultancy agencies for preparation of DPRs without following rules as directed by the SE, RWS&S, Ongole and APRWSSP, Ongole in obtaining quotations, concluding agreements, making payments to consultancy agencies for preparation of DPRs under World Bank works and in NRDWP works.

Thus he violated guidelines of defects liability clause and laxity in discharging his legitimate duties.

BASIS:-

The General Administration (Vig. & Enf.) Department have reported vide Vigilance Report No.38 (C.No.1064/V&E/E2/2013) dt.06.05.2015 that as per consultant guidelines, they have to make field investigations in the presence of field engineers and should obtain signatures of Assistant Engineer/Assistant Executive Engineer on all field tests/levels etc. Without obtaining any certificate to that effect from field engineers Sri G.V. Ramana, while working as Technical Manager (on working arrangement) O/o Project Manager, APRWSSP, Ongole has recorded and recommended payments to consultants. Without checking the estimates as per guidelines and without verifying technical sanctions for the DPR by the competent authority and he recorded the MBs and also recommended for 100% payments to consultants. Several other irregularities observed in the process of agreements especially in individual consultancy firms. Without verifying previous experience of individual consultants, he recommended for approval. All bills are processed by him without any scrutiny from accounts side and recommended payments causing excess payments in the form of service tax which is to be recovered

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and remitted to central excise department. Apart from this, there are several lapses observed in quotations, evaluations, agreements and payments to the consultants discussed in the Vigilance & Enforcement report for which he is also responsible.

From this it is evident that he has shown Gross negligence towards his Legitimate Duties and violated Rule (3) of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1964.

Hence the Charge.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE –II

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI G.V. RAMANA THE THEN ASSISTANT ENGINEER, RWS&S, Y.PALEM SUB DIVISION, MARKAPURAM ARE PROPOSED TO BE SUSTAINED.

From the General Administration (Vigilance & Enforcement) Department, Vigilance Report No.38, dt.06.05.2015.

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER

ANNEXURE-III

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI G.V. RAMANA THE THEN ASSISTANT ENGINEER, RWS&S, Y.PALEM SUB DIVISION, MARKAPURAM ARE PROPOSED TO BE SUSTAINED.

-Nil-

Dr. K.S. JAWAHAR REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

SECTION OFFICER